

1-24-05 JPV 1771

**AMSTER  
ROTHSTEIN  
& EBENSTEIN LLP**

Intellectual Property Law

90 Park Avenue  
New York NY 10016

Main 212 336 8000

Fax 212 336 8001

Web www.arelaw.com

**Partners**

Morton Amster  
Jesse Rothstein (1934 - 2003)  
Daniel Ebenstein  
Philip H. Gottfried  
Michael J. Berger  
Neil M. Zipkin  
Anthony F. Lo Cicero  
Kenneth P. George  
Abraham Kasdan, Ph.D.  
Ira E. Silfin  
Chester Rothstein  
Craig J. Arnold  
Kenneth M. Bernstein

**Senior Counsel**

Charles R. Macedo  
Mark J. Rosenberg  
Nancy M. Dodderidge  
Joseph M. Casino

**Associates**

Neal L. Rosenberg  
Patrick Boland\*  
John S. Economou  
Michael V. Solomita  
Holly Pekowsky  
Michael P. Kenney  
Marion P. Metelski

**Max Vern**

Dana R. Metes  
Karl J. Kolbinger  
Brian A. Comack  
Richard S. Mandaro  
Marc J. Jason  
Elie H. Gendloff, Ph.D.  
David Mitnick  
Charles W. Rath  
David A. Boag  
Karen J. Bernstein  
Matthieu Hausig  
Jung S. Hahn  
Reiko Kaji

**Alan D. Miller, Ph.D.**

Hsin-Hsin (Ginger) Liu  
John A. Lepore  
Norajean McCaffrey  
Benjamin M. Halpern\*  
Matthew A. Fox  
Michael J. Kasdan

\*Not admitted in New York

January 21, 2005

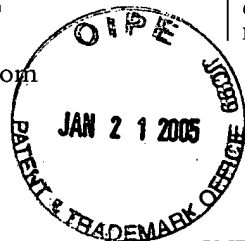
Via Express Mail

MAIL STOP: NON-FEE AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450



Michael J. Berger

Direct 212 336 8060

E-mail mberger@arelaw.com

Re: U.S. Patent Application No. 09/387,019  
Filed: October 14, 1999  
Applicant: Philippe Boye  
Title: COMPOSITE TEXTILE MATERIAL  
FOR PROTECTING THE HUMAN BODY AGAINST HEAT  
Our File: 10350/168

"Express Mail" mailing label no.	EL 996368261 US
Date of Deposit:	JANUARY 21, 2005
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Name:	VIVIAN CAMPBELL
Signature:	

Dear Sir:

Enclosed please find the following documents in connection with the above-identified application:

1. an Amendment in response to the October 20, 2004 Office Action (10 pages); and
2. a Return Receipt Postcard.

Please acknowledge receipt of the enclosed papers by stamping the enclosed postcard and returning the same. A copy of this letter is enclosed.

No fee is deemed necessary in connection with the filing of this Amendment. If any fee is required to preserve the pendency of the application, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 01-1785.

Respectfully submitted,

AMSTER, ROTHSTEIN & EBENSTEIN LLP  
Attorneys for Applicants  
90 Park Avenue  
New York, New York 10016  
(212) 336-8000

Dated: January 21, 2005  
New York, New York

By:   
Michael J. Berger  
Registration No.: 25,829



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 09/367,019 Confirmation No. 3779  
Applicant : Philippe Boye  
Filed : October 14, 1999  
TC/A.U. : 1771  
Examiner : Jenna Leigh Befumo  
Docket No. : 10350/168  
Customer No. : 1912

"Express Mail" mailing label No.	EL 996368261 US
Date of Deposit:	JANUARY 21, 2005
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Name:	VIVIAN CAMPBELL
Signature:	<i>Vivian Campbell</i>

**AMENDMENT UNDER 37 C.F.R. § 1.111 IN RESPONSE TO OFFICE ACTION**  
**DATED OCTOBER 20, 2004**

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated October 20, 2004, please amend the above-identified patent application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 9 of this paper.